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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF AMERICA,)	CASE NO. CR 20-mj-70852-MAG
Plaintiff,)	STIPULATION AND PROPOSED ORDER AS TO
v.)	WAIVER OF TIME AND TO CONTINUE
)	ARRAIGNMENT
JOHN ANTHONY BLAS-RODRIGUEZ,)	
Defendant.)	

The United States, by and through its counsel of record, and defendant, John Anthony Blas-Rodriguez, by and through his counsel of record (collectively, the “Parties”), agree and stipulate:

Whereas, defendant currently has a preliminary hearing/arraignment on an anticipated Indictment or Information scheduled for April 1, 2021.

Whereas, the parties request that defendant’s preliminary hearing/arraignment on an anticipated Indictment or Information be continued to April 29, 2021, at 1:00 p.m.

Whereas, the Parties agree and stipulate herein that time shall be waived under Rule 5.1(c) (time for a preliminary hearing) and 18 U.S.C. § 3161(b) (requiring any information or indictment be filed within 30 days of arrest). The Parties further agree that this waiver of time is necessary for review of discovery by the defense and to discuss possible pre-indictment resolution of the case, but the Parties also

agree and acknowledge that an agreement may not be reached.

Whereas, the Parties agree that the defendant has waived time for purposes of 18 U.S.C. § 3161(b) and Rule 5.1(c), specifically, that time be waived from April 1, 2021 to April 29, 2021, for purposes of 18 U.S.C. § 3161(b) and Rule 5.1(c), and that the preliminary hearing need not occur until April 1, 2021, and that the government need not file an information or indictment until April 29, 2021.

Whereas, the Parties agree that defendant's preliminary hearing or arraignment on the information or indictment should be continued from April 1, 2021 to April 29, 2021, at 1:00 p.m.

Respectfully submitted,

DATED: March 30, 2021

STEPHANIE M. HINDS
Acting United States Attorney

/s/ Jeffrey A. Backhus

JEFFREY A. BACKHUS

Assistant United States Attorney

DATED: March 30, 2021

/s/ Dejan Gantar

DEJAN GANTAR

Assistant Federal Public Defender
Attorney for John Anthony Blas-
Rodriguez

~~PROPOSED~~ ORDER

Upon agreement and stipulation of the United States, the defendant John Anthony Blas-Rodriguez, and their respective counsel of record, and good cause appearing, IT IS HEREBY ORDERED that time be waived from April 1, 2021 to April 29, 2021, for purposes of 18 U.S.C. § 3161(b) and Rule 5.1(c), that the preliminary hearing need not occur until April 29, 2021, and that the government need not file an information or indictment until April 29, 2021. Additionally, the preliminary hearing or arraignment on the information or indictment should be continued from April 1, 2021 to April 29, 2021, at 1:00 p.m.

IT IS SO ORDERED.

DATED: March 31, 2021


HON. SUSAN VAN KEULEN
United States Magistrate Judge